

EXHIBIT 22

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SEAL**

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Date: Saturday, Jun 01, 2024 at 8:10 PM

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Subject: RE: [EXTERNAL] RE: United States et al v. Google LLC, 1:23-cv-00108-LMB-JFA (E.D. Va.) - Meet and Confer re Motion to Dismiss

Counsel – below is a description of the calculation for the FAA’s damages in this case, assuming a 5% but-for take rate. As we discussed, the figures, formulas, and methodology for this calculation are contained in the Lim Report with its associated errata. See Lim Report Paragraphs 73-81 (including relevant inputs from Figures 19, 20, 36, 37, and 38).

1. The **Total AdX Overcharge** based on a 5% take rate is taken from Lim Figure 38, with additional precision (\$15) provided from the backup file for Figure 38: **\$1,076,015**.
2. To calculate the **Platform Fee Overcharge**, insert 5% in cell D4 of the “Inputs” Tab of the backup file for Lim Figure 37 (‘Figures 13-19, Appendix D.xlsx’) to arrive at a fee of: **\$109,261**. (The same calculation can be performed manually as well, following the instructions in the Lim Report and using the data for each FAA.)
3. The **Total AdX Overcharge (\$1,076,015)** is then added to the **Platform Fee Overcharge (\$109,261)** to arrive at a **Total Overcharge of \$1,185,276**.
4. **Prejudgment Interest** is calculated using publicly available rates, as described in paragraphs 79 and 80 of the Lim Report, to arrive at a figure of: **\$86,362**. (This number can also be derived by using the 5% Total Overcharge number as the “damages” amount in the “PJI Model” tab of file ‘Figure_1.xlsx.’)
5. To calculate **Treble Damages**, multiply 3 times the **Total Overcharge (\$1,185,276)** to arrive at **\$3,555,828**.
6. Finally, add **Prejudgment Interest (\$86,362)** to **Trebled Damages (\$3,555,828)** to arrive at **Total Damages of: \$3,642,190**.

Unfortunately, we noticed in our review that the damages figure used in our brief filed on Thursday incorrectly incorporated the wrong amount for the Total AdX Overcharge taken from Lim Figure 38. We used the number supplied in the original, uncorrected, Respress report and not from the corrected errata for Figure 38 that was served thereafter. The numbers we provide above have been changed to correct that error. We apologize for any confusion in that regard.

We are happy to continue our discussion and answer any additional questions you have.

Best,
Julia

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Folks – with my apologies, I spoke too soon about being able to send our calculations to you today. I did not realize that one of the key people who assisted with the calculation is out this afternoon/evening for his daughter's bat mitzvah. We will get the calculation to you as soon as possible, hopefully tomorrow.

Best,
Julia

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